



MAINE STATE BOARD OF EDUCATION

23 State House Station
AUGUSTA, MAINE 04333

STATE OF MAINE

The State Board of Education held a regular monthly meeting on September 19, 2012, at Hampden Academy, Hampden, Maine. The following members were present: Chair Steven Pound; Vice Chair Nancy Perkins; Dottie Martin; Martha Harris; Jana Lapoint; Heidi Sampson; Chelsey Whynot; and Kristin Bishop.

Excused: James Banks, Sr. and Lynda Doyle

Also present were: Commissioner Stephen Bowen; Ann Pinnette, School Construction Specialist; Scott Brown, Director of School Facilities; Harry Osgood, Higher Education Specialist; and Mary Becker, Secretary Associate, State Board of Education

CALLED TO ORDER:

Chair Steven Pound called the meeting to order at 1:08 PM.

APPROVAL OF MINUTES:

MOVED by Jana Lapoint, seconded by Dottie Martin, and unanimously voted by those present to approve the August 13, 2012 minutes as written.

RECOGNITION AWARDS

Chair, Steven Pound and Vice Chair, Nancy Perkins presented Recognition Awards to Marilyn Temple Tardy (Member, 2007 – 2012) and Dottie Martin (Member, 2010 – 2012) for their years of service to the State Board of Education.

COMMISSIONER'S REPORT:

- On September 6, Maine submitted a waiver application to the U.S. Department of Education (USDE) requesting that the state be granted flexibility with regard to certain requirements of the Elementary and Secondary Education Act (ESEA), the federal education law more commonly known as No Child Left Behind. This summary describes Maine's waiver application, including the specific provisions of the law for which Maine intends to propose alternatives. To read an overview, go to the following link <http://www.maine.gov/doe/accountability/participate.html>
- The School Choice Task Force Group held their initial meeting on Monday, September 17. The group was created by the legislature earlier in the year to work on a publicly funded school choice model that would allow students to attend

public school in a district other than where they live. The group is made up of the following representatives – principals, superintendents, school board members, teachers and others appointed by Governor LePage. The group is responsible for developing a model that will allow for public school choice while addressing funding, educating low income students, students requiring special services and school transportation. The next meeting will take place on October 1. The group is charged with reporting its findings to the Education Committee by mid January.

OFFICER'S REPORTS:

Chair, Steven Pound:

- Steve presented a handout of the Board's Budget to date and gave an explanation of expenditures. He encourages Board members to submit their expense account vouchers in a timely manner and to let Mary know of any conferences, meetings, etc. that they are interested in attending so Mary can track this and there will not be duplication of representation.
- The Maine School Management Association (MSMA) will be holding their Annual Fall Conference on October 25 and 26. The Board will not be doing a presentation this year but will provide MSMA with Board brochures to give out to all attendees. All Board members will receive an invitation and this is an event that will be good for new Board members to attend.
- The New Member Orientation will be held on Tuesday, October 16, in room 103-A of the Cross State Office Building. All Board members are invited to attend.
- The Annual Board Retreat will be held at the Harraseeket Inn, Freeport on Monday, October 29 and Tuesday, October 30. Brad Hull from the National Association of State Boards of Education will be facilitating the Board as they work on the Strategic Plan.
- He attended a Science, Technology, Engineering and Mathematics (STEM) Council meeting on August 15. They are looking at a plan to promote STEM education in the schools. The plan will include professional development, and the awareness of students and people of the careers that are out there. They will be submitting recommendations to the Governor for the promotion of STEM Education and Careers. This is a policy setting group and they will be looking at doing some fundraising in the near future.
- On behalf of the Board, he worked with Mary on the Zero Based budget on August 27 and 28.
- On August 28, he was pleased to be part of an Education and Business Initiative. Cianbro Corporation, Kennebec Valley Community College, University of Maine in Augusta, and St. Josephs College signed memorandums of understanding. The agreements will ensure that employees of Cianbro Corporation can earn an associates degree, a bachelors degree, or obtain a masters degree completely on-line. The higher education institutions will work together to build a seamless pathway from one higher education degree to the next.
- On August 29, he attended a New England Secondary School Consortium (NESSC) meeting. The College Boards staff discussed how they are working with Park and Smarter Balance to make sure in the future the College Board exams are in line with Park and Smarter Balance. The discussion was on common core and the collaboration with various states such as Vermont, Connecticut, Rhode

Island, Massachusetts, New Hampshire and Maine. They are looking at how they can be more cost effective as they implement Common Core Standards.

- He attended a Legislative Leadership meeting and reviewed legislative bills with Greg Scott that will be coming forward at the next Legislative Session.
- He attended a couple meetings with the Tri County Local Workforce Investment Board as their Chair. The group was looking at the training opportunities they provide. All the programs they have run this year as far as training and education have improved over the last few years.
- He attended an Educate Maine meeting where the discussion was on their IT Initiative. Once again looking at a sector strategy in the future to let students know the careers that are out there. They will be holding an event in December where they recognize the Teacher of the Year.
- He attended a Career and Technical Education (CTE) Committee meeting on September 17.
- He participated in a National Association of State Boards of Education (NASBE) Board member conference call on September 18. They are holding an annual fall conference in October. As a Board member of NASBE he will participate on the Effective Teacher Study Group lead by the Council of Chief State School Officers (CCSSO).

Vice Chair, Nancy Perkins:

Report of Meetings:

➤ ***Maine Effective Educators Council:***

Dates of Meetings: August 17, August 24 and September 14

Purpose of Meeting: Fulfilling the legislative charge of PL 635 which will recommend standards for implementing a system of evaluation and support of teachers and principals.

Status: The Council is proceeding in the work of clarifying the language surrounding the use of InTASC as the overarching standards for use in the performance evaluations and professional growth systems for teachers. The group is in the process of finalizing the language regarding the alignment of other standards with InTASC such as National Board, Danielson, and Marzano. The discussion is reviewing the language to allow for the possibility of other standards that will also need to meet the InTASC standards.

The group did have a presentation by Bill Hurwitch on the State Longitudinal Data System at the meeting on the 24th. Dan Hupp reviewed the status of the Smarter Balance progress on the testing for Common Core on the 14th.

➤ ***Alternative Pathways Stakeholders:***

Dates of Meetings: August 17, 23, and September 13

Purpose of Meeting: The State Board of Education has been charged under PL 635 to convene an Alternative Pathways Stakeholder Group to develop one or more alternative pathways that meet the standards set forth in Maine Revised Statutes, Title 20-A, section 13011, subsection 6.

Status: The Alternative Pathways Stakeholders' Group has finalized two documents to meet the requirements of our charge. The documents will come before the Board in the consent agenda. The first document is a report on the agreed upon process that the Stakeholders' group chose to follow as the group began their work on alternative pathways. The outcome of that process is the second document that is a draft of the group's recommended changes to the CTE endorsement in Chapter 115 Part II.

NOTE: As Chair of the Stakeholders' group. I also met with the CTE division of DOE on August 20th, September 4, and September 10th.

➤ ***Maine Development Foundation:***

Date of Meeting: August 29th

Purpose of Meeting: Maine Development Foundation held the first of the Fall Series of Leadership Unplugged meetings at Saint Joseph's College. The topic was Revolution in Innovation and Entrepreneurship with Don Gooding as the guest speaker. Mr. Gooding spoke about the role of entrepreneurship in Maine and the programs being offered at the University of Southern Maine. Of interest is the role that the work of Dr. Demings has played in this program.

Status: Maine Development Foundation holds these topical meetings throughout the fall. The next one that may be of interest to the Board will be in November. The topic of the November 7th meeting is Building a 21st Century Public Higher Education System: A Report from the Front.

➤ ***Literacy ME:***

Meeting Date: September 11th

Purpose of Meeting: This was the unveiling of the Department of Education's Literacy Initiative. This initiative is designed to bridge the world of literacy from birth through adulthood. Meetings will be held throughout the state to help communities develop plans to improve literacy. The Department's website provides more details about the initiative with resources to assist communities. You may also find references in the Commissioner's Update.

Status: To assist in the process, meetings will be held throughout the state for all of these literacy groups whether already in existence or in the formative stages.

➤ ***Certification and Higher Education Committee Report:***

The Certification and Higher Education Committee met on August 30. The focus of this meeting was to address the charge in PL 635 to the State Board concerning the addition of language for K-8 teacher certification. The exact wording of PL 635: Sec. B-5. Certification rules. The State Board of Education shall amend its rules relating to certification of educators under the Maine Revised Statutes, Title 20-A, section 13012 to require that any person seeking an endorsement to teach kindergarten to grade 8 students must demonstrate proficiency in math and reading instruction, including evidence-based reading instruction. For the purposes of this section, "evidence-based reading instruction" means instructional practices that have been proven by systematic, objective,

valid and peer-reviewed research to lead to predictable gains in reading achievement. The requirement must apply to all teachers and educational specialists, including teachers in special education and teachers of English language learners. After much discussion, the Committee decided that ETS would be contacted about the applicability of the current Praxis II tests that are required in Chapter 115 to the intent of PL 635. Once we received this report, we would proceed for this report and other data from teacher preparation programs in the state would determine what next steps would be. A detailed report was received from ETS showing alignment. Harry Osgood is preparing a document that should be ready for the next Board meeting. The meeting adjourned at 11:45 A.M.

- She attended a Maine Development Foundation meeting on August 29.
- She attended a Literacy Maine Unveiling Initiative
- The regular monthly meeting of the Board in November will be held at Massabesic High School, SAD #57.

BOARD MEMBER REPORTS:

Martha Harris:

➤ ***Construction Committee Report:***

The Construction Committee met on September 4.
Minutes from the Meeting of August 6, 2012 were approved.

The request regarding Qualified School Construction Bond program for Madawaska was reviewed and unanimously approved to bring to the full Board this afternoon. This is in accordance with the standard practice. Anne Pinnette was at the meeting and will be here this afternoon should there be any questions.

The changes to Chapter 61 which had input from the Committee, the facilities team, the finance team was extensively reviewed and further changes were made. These changes were not substantive but rather geared to make the rule and statute aligned, clean up some language issues, and aligned with what has been practice for years. I believe I can answer any questions any Board member has, with the help of Jim Banks. Scott Brown will be here this afternoon when approval is requested, if there are any which we can't.

The changes were unanimously approved and the Committee believes the rule should be forwarded to the Board for approval at this meeting. The APA process will then have to be followed so it can be submitted to the legislature.

Scott also updated the committee on the 6 projects for which funding has been approved. They are all moving along at different paces.

There were no questions from the Board members but Jim did urge passage. He was not able to stay for the business meeting and wanted to make certain his strong view was expressed.

- She attended the Grand Opening of Hampden Academy and cut the ribbon with the Commissioner.
- Her local Board had Bea McGarvey do a presentation as they are moving rapidly towards standard based education.
- The Board is bringing faculty into performance based compensation.
- She participated in a Construction Committee meeting on September 4.
- She attended an Independent Advisory Committee meeting on EPS formula. They have had six responses to their RFP's that were quite comprehensive. They will be presented to the Joint Committee on Education and Cultural Affairs on Thursday, September 20, and she will be attending.

Chelsey Whynot:

- The foreign language department at her school (Cape Elizabeth) is starting proficiency based grading.

Kristin Bishop:

- She is helping to state a youth leadership event for her school, working with the Health Advisory Council.
- She will be attending a Tedx conference in October.

Heidi Sampson:

- She attended an Alternative Pathways meeting on August 17 and 23.
- She attended a Certification and Higher Education Committee meeting on August 30.
- She attended the confirmation hearing for Ande Smith and William Beardsley.
- She attended a School Choice Stakeholder Group meeting on September 17.

Jana Lapoint:

- The Charter School Commission has opened two new charter schools and have two to give a final review. They also have eight letters of intent but don't know until the end of October how many will actually submit applications. Two new commission members were sworn in at the October 2 meeting.
- She attended the opening of Cornville Charter School and MEANS on October 1.

Dottie Martin:

- She attended a Career and Technical Education (CTE) Committee meeting by phone on September 17.
- She attended a Certification and Higher Education Committee meeting by phone on August 30.
- The Northern Maine Community College is holding an open house today for a brand new mass boiler system that is designed to burn grass pellets.
- Today is her last Board meeting and she stated that it has been a pleasure to serve on the State Board of Education.

CONSENT AGENDA:

RECEIPT OF THE REVIEW TEAM REPORT CONCERNING THE APPLICATION FOR ADDITIONAL DEGREE-GRANTING AUTHORIZATION AS SUBMITTED BY THE INSTITUTE FOR DOCTORAL STUDIES IN THE VISUAL ARTS TO AWARD THE MASTER OF PHILOSOPHY IN THE VISUAL ARTS DEGREE.

APPROVAL OF THE PROPOSED REVIEW TEAM MEMBERS TO ASSESS THE APPLICATION FOR ADDITIONAL DEGREE-GRANTING AUTHORITY AS SUBMITTED BY KAPLAN UNIVERSITY IN MAINE TO AWARD CERTAIN BACCALAUREATE AND ASSOCIATE DEGREES

RECEIPT OF THE ALTERNATIVE PATHWAYS STAKEHOLDERS GROUP REPORT

MOVED by Martha Harris, seconded by, Dottie Martin and unanimously voted by those present to approve the Consent Agenda.

NEW BUSINESS:

STATE PUBLIC CHARTER SCHOOL COMMISSION – APPROVAL OF ONE MEMBER TO SERVE ON THE COMMISSION (JOHN BIRD TO REPLACE DONALD MORDECAI)

MOTION by Martha Harris, seconded by Jana Lapoint, and unanimously voted by those present to accept Donald Mordecai's letter of resignation from the Public Charter School Commission.

MOVED by Jana Lapoint, seconded by Martha Harris, and unanimously voted by those present to approve John Bird to serve on the Public Charter School Commission.

STATE PUBLIC CHARTER SCHOOL COMMISSION – APPROVAL OF ONE STATE BOARD MEMBER TO SERVE ON THE COMMISSION (HEIDI SAMPSON TO REPLACE LYNDA DOYLE)

MOTION by Martha Harris, seconded by Jana Lapoint, and unanimously voted by those present to accept Lynda Doyle's letter of resignation from the Public Charter School Commission.

MOVED by Jana Lapoint, seconded by Dottie Martin, and unanimously voted by those present to approve Heidi Sampson as one of the three State Board members to serve on the Public Charter School Commission.

FEDERAL QUALIFIED SCHOOL CONSTRUCTION BOND PROGRAM – MADAWASKA

STATEMENT OF FACT: The Department of Education coordinates the Federal Qualified School Construction Bond (QSCB) program. QSCBs are bonds issued by state or local governments which the Federal government subsidizes by providing tax credits to bondholders or direct payment interest subsidies to issuers. Bond proceeds can be used for construction, rehabilitation, or repair of public school facilities.

The Madawaska School Department submitted a 2011 QSCB application for Madawaska Middle/High School and on November 9, 2011 received State Board of Education approval for a QSCB allocation in the amount of \$1,600,000. The Madawaska School Department has requested that they be permitted to return their allocation to the Department of Education and that the Department reissue Madawaska's allocation directly to the Maine Municipal Bond Bank (MMBB) for their project. Pursuant to this reallocation, the MMBB shall issue a QSCB to provide funds for the previously approved Madawaska project.

CONSTRUCTION COMMITTEE RECOMMENDATION: On Monday, September 4, 2012, the Construction Committee voted unanimously to recommend that the State Board approve that the Federal QSCB allocation to Madawaska School Department in the amount of \$1,600,000 be returned to the Department of Education and reallocated to the Maine Municipal Bond Bank provided that the QSCB issued by the Maine Municipal Bond Bank pursuant to this allocation shall be issued to provide funds for the Madawaska Middle/High School project that the State Board of Education previously approved on November 9, 2011.

DEPARTMENT RECOMMENDATION: The Department of Education recommends that the State Board approve that the Federal QSCB allocation to Madawaska School Department in the amount of \$1,600,000 be returned to the Department of Education and reallocated to the Maine Municipal Bond Bank provided that the QSCB issued by the Maine Municipal Bond Bank pursuant to this allocation shall be issued to provide funds for the Madawaska Middle/High School project that the State Board of Education previously approved on November 9, 2011.

MOVED by Dottie Martin, seconded by Martha Harris, and unanimously voted by those present to approve that the Federal QSCB allocation to Madawaska School Department in the amount of \$1,600,000 be returned to the Department of Education and reallocated to the Maine Municipal Bond Bank provided that the QSCB issued by the Maine Municipal Bond Bank pursuant to this allocation shall be issued to provide funds for the Madawaska Middle/High School project that the State Board of Education previously approved on November 9, 2011.

REQUEST FOR APPROVAL TO PROCEED WITH RULEMAKING CHAPTER 61 – RULES FOR MAJOR CAPITAL SCHOOL CONSTRUCTION PROJECTS.

STATEMENT OF FACT: Chapter 61 Rules for Major Capital School Construction Projects governs the expenditure of millions of Maine taxpayers' dollars in support of safe and effective schools that support the demands of 21st century education. Extensive needs for improved education facilities across the state make it imperative that the rules be kept clear, current and supportive of the state's education goals. The Department of Education and the Construction Committee of the State Board of Education have worked jointly to propose modifications to Chapter 61.

Key aspects of this revision include:

- To bring clarity to the language;
- To bring consistency to the language, and;
- To make the rule compliant with 20-A MRSA §15905, ¶3.

CONSTRUCTION COMMITTEE RECOMMENDATION: On Monday, September 4, 2012, the Construction Committee voted unanimously to recommend that the State Board of Education approve the attached proposed draft amendment to Chapter 61, Rules for Major Capital School Construction Projects, as a major substantive rule. It is further recommended by the Construction Committee that the State Board of Education authorize proceeding with rulemaking in accordance with the State of Maine Administrative Procedure Act.

DEPARTMENT RECOMMENDATION: It is recommended by the Department of Education that the State Board of Education approve the attached proposed draft amendment to Chapter 61, Rules for Major Capital School Construction Projects, as major substantive rules. It is further recommended by the Department of Education that the State Board of Education authorize proceeding with rulemaking in accordance with the State of Maine Administrative Procedure Act.

MOVED by Martha Harris, seconded by Nancy Perkins, and unanimously voted by those present to approve the attached proposed draft amendment to Chapter 61, Rules for Major Capital School Construction Projects, as major substantive rules. It is further recommended by the Department of Education that the State Board of Education authorize proceeding with rulemaking in accordance with the State of Maine Administrative Procedure Act.

CONGRATULATORY AD FOR DISTINGUISHED SERVICE AWARD:

MOTION by Nancy Perkins, seconded by Heidi Sampson, and unanimously voted by those present to place a full page congratulatory ad for the cost of \$300.00 in the National Association of State Boards of Education (NASBE) Annual Conference program to honor Steven Pound as a 2012 Distinguished Service Award Winner.

TEACHER OF THE YEAR (TOY) AND NATIONAL BLUE RIBBON SCHOOLS (NBRS) – LETTERS OF CONGRATULATIONS

MOTION by Jana Lapoint, seconded by Dottie Martin, and unanimously voted by those present to approve for the State Board Chair to write letters of congratulations to the winner of the Teacher of the Year, Shannon Shanning, Bruce M. Whittier Middle School in Poland and to the National Blue Ribbon School winners, Hope Elementary and Solon Elementary.

STATE BOARD RETREAT UPDATE:

- The State Board Retreat is scheduled for October 29 and 30 with the Business meeting scheduled for 1:00 PM on Tuesday, October 30.

ANNOUNCEMENTS:

Submit travel and expense account vouchers to Mary at the end of the meeting.

PUBLIC COMMENTS:

ADJOURNMENT:

MOVED by Nancy Perkins, seconded by Dottie Martin, and unanimously voted by those present to adjourn the September 19, 2012, State Board of Education meeting at 2:22 PM.